



Contaminated Fuel: Misdeliveries

Information for Retailers, Transport Companies & Tank Specialty Firms

BUREAU OF WEIGHTS & MEASURES

PO Box 8911
Madison, WI 53708
608-224-4942
datcp.wi.gov

RESOURCES

More information on applicable Wisconsin laws can be found at these links:

Wis. Admin. Code ATCP 94
docs.legis.wisconsin.gov/code/admin_code/atcp/090/94

Wis. Stat. 168
docs.legis.wisconsin.gov/statutes/statutes/168

Tank Specialty Firm listing:
https://mydatcp.wi.gov/documents/dtcp/List_of_Tank_Specialty_Firm_Registrations.pdf

If you suspect a misdelivery, take immediate action:

1. Shut down the pump(s) immediately to prevent sale of the contaminated fuel.
2. Contact DATCP: call (608) 224-4942 and select option 1, leave a message if you're unable to speak with someone; or email us at datcpweightsandmeasures@wi.gov.

Provide the following information:

- Your name and phone number
 - Your company's name and location
 - The business name and address of the misdelivery
 - The type(s) of fuel involved
 - The number of storage tanks affected
3. Pump outs resulting from a misdelivery are permitted **only** under the supervision of a Weights and Measures official. In order for a pump out to be considered supervised, the following requirements must be met:
 - DATCP is notified as required in step 2
 - The pump out is performed with oversight by a certified Tank Specialty Firm to ensure that:
 - All contaminated fuel is completely removed from the affected tanks
 - A proper flush is performed on all lines so that no contaminated fuel remains
 - Any necessary filter changes, etc. are completed
 4. The station may resume selling fuel upon completion of steps 1-3, but the fuel must be tested by Weights and Measures as soon as possible.

A list of certified Tank Specialty Firms can be found on our [website](#).

Tips for preventing misdelliveries:

- Check the delivery paperwork to confirm the correct product is being delivered before the product is unloaded into the tank.
- Be sure tank fills are clearly labeled per API RP 1637-06 Color-Symbol System so the fuel type in each tank can be easily identified.

Prohibited Practices:

- Pumping out suspected contaminated fuel without DATCP supervision is a violation of [Wis. Admin. Code § ATCP 94.100\(8\)\(b\)](#).
- Sale of fuels in Wisconsin that do not meet national fuel quality specifications as required by [Wis. Admin. Code ATCP 94 Subchapter II](#) are prohibited.